

**UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION**

In re:

Absolute Home Health, LLC,

Debtor.

Chapter 11

Bankruptcy No. 23-03559

Honorable A. Benjamin Goldgar

BALLOT REPORT

Absolute Home Health, LLC (the “Debtor”) submits this Ballot Report in conjunction with the hearing on confirmation of its plan of reorganization (the “Plan”) scheduled before this Court on August 28, 2023, at 10:00 a.m.

Notwithstanding the submission of this report, the Debtor intends to request leave to file a Second Amended Plan of Reorganization, to resolve objections filed by several creditors.

Class Description	Balloting Result
Class 1 (Capital Dude secured claim; not impaired).	Class 1 accepts the Plan. No ballots were cast.
Class 2 (Priority unsecured claims of Illinois Department of Revenue and Illinois Department of Employment Security, impaired)	Class 2 rejects the Plan. Two ballots were cast rejecting. (Docket entries number 52 and 63 in this case are both from IDOR, and so are only counted once in this Report.)
Class 3 (General unsecured claims; impaired)	Class 3 accepts the Plan. One ballot was cast.

A ballot report form is attached as **Exhibit A**.

The ballots are attached as **Exhibit B**.

CERTIFICATION

The undersigned counsel hereby certifies that, to the best of his knowledge and belief, all the ballots cast with respect to the Plan have been reviewed, tabulated, and accounted for in this Ballot Report; to do so, I have reviewed the docket of the case on PACER, my own records, my own email records, and my firm's document storage database.

Dated: August 25, 2023

Absolute Home Health, LLC

By: /s/ Justin R. Storer
One of Its Attorneys

Justin R. Storer (ARDC 6293889)

FACTORLAW

105 W. Madison, Suite 1500

Chicago, IL 60602

Tel: 312-373-7226

Fax: 847-574-8233

Email: jstorer@wfactorlaw.com

EXHIBIT A

IN THE UNITED STATES BANKRUPTCY COURT FOR THE NORTHERN DISTRICT OF ILLINOIS

Case Name: Absolute Home Health, LLC

Case Number: 23-03559

Confirmation Hearing Date: August 28, 2023

	# Ballots Cast	# Accepting	# Rejecting	Amount Accepting	Amount Rejecting	Class Accepts	Class Rejects
Class 1	0			\$313,000.00		X	
Class 2	2		2	\$101,859.13			X
Class 3	1	1		\$28,875.00		X	

YES

NO

**PLAN
ACCEPTED**

Acceptance: n/a; the Debtor intends to request leave to file a second amended plan.

Please note the following provisions of Title 11, Section 1126 of the United States Code

(c) A class of claims has accepted a plan if such plan has been accepted by creditors other than any entity designated under subsection (e) of this section, that hold at least two-thirds in amount and more than one-half in number of the allowed claims of such class help by creditors, other than any entity designated under subsection (e) of this section, that have accepted or rejected such plan.

(d) A class of interests has accepted a plan if such plan has been accepted by holders of such interest, other than any entity designated under subsection (e) of this section, that hold at least two-thirds in amount of the allowed interests of such class held by holders of such interests, other than any entity designated under subsection (e) of this section, that have accepted or rejected such plan.

(e) On request of a party in interest, and after notice and a hearing, the court may designate any entity whose acceptance or rejection of such plan was not in good faith, or was not solicited or procured in good faith or in accordance with the provisions of this title.

Dated: August 25, 2023

Absolute Home Health, LLC

By: /s/ Justin R. Storer
One of Its Attorneys

EXHIBIT B

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION

In re:) Chapter 11
)
Absolute Home Health, LLC) Case No. 22-03559
Debtor.)
Hon. A. Benjamin Goldgar

BALLOT TO ACCEPT OR REJECT DEBTOR'S PLAN OF REORGANIZATION

Debtor and Debtor in Possession Absolute Home Health, LLC, ("Debtor"), filed a first Amended Plan of Reorganization dated July 17, 2023 (the "Plan") in the above captioned bankruptcy proceeding.

You should review the Plan before you vote. You may wish to seek legal advice concerning the Plan and your classification and treatment under the Plan. If you hold claims in more than one class, you should file a ballot for each class in which you are entitled to vote.

If your ballot is not received by the Debtor's counsel on or before DATE (and such deadline is not extended), your vote will not count as either an acceptance or rejection of the Plan.

If the Plan is confirmed by the Court it will be binding on you whether or not you vote.


ACCEPTANCE OR REJECTION OF THE PLAN

The undersigned, a creditor of the Debtor in Class 2 and in the amount of \$62,163.54:

Check One Only: ☐ Accepts the Plan ☒ Rejects the Plan

Dated: 7/20/2023

Creditor Name: Illinois Department of Revenue

Signature: 

Printed Name of Signatory: Joycelyn Bell

Title Assistant Attorney General

Address: 100 W. Randolph Street, 13 Fl 13-222

Chicago, IL 60601

RETURN THIS BALLOT TO:

**Justin R. Storer
Law Office of William J. Factor
105 W. Madison St., Suite 1500
Chicago, IL 60602**

or via email: jstorer@wfactorlaw.com

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
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In re:) Chapter 11
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ACCEPTANCE OR REJECTION OF THE PLAN

The undersigned, a creditor of the Debtor in Class 2 and in the amount of \$62,163.54:

Check One Only: ☐ Accepts the Plan ☒ Rejects the Plan

Dated: 8/23/2023

Creditor Name: Illinois Department of Revenue

Signature: 

Printed Name of Signatory: Joycelyn Bell

Title Assistant Attorney General

Address: 100 W. Randolph Street, 13 Fl 13-222

Chicago, IL 60601

RETURN THIS BALLOT TO:

**Justin R. Storer
Law Office of William J. Factor
105 W. Madison St., Suite 1500
Chicago, IL 60602**

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ACCEPTANCE OR REJECTION OF THE PLAN

The undersigned, a creditor of the Debtor in Class 2 and in the amount of \$35,685.59:

Check One Only: ☐ Accepts the Plan ☒ Rejects the Plan

Dated: 8/21/2023

Creditor Name: Illinois Department of Employment Security
Signature: Andrew H. Bryjanski
Printed Name of Signatory: Andrew H. Bryjanski
Title: Assistant Attorney General
Address: 33 S. State Street, Suite 972
Chicago, IL 60603

RETURN THIS BALLOT TO:

Justin R. Storer
Law Office of William J. Factor
105 W. Madison St., Suite 1500
Chicago, IL 60602

or via email: jstorer@wfactorlaw.com

**IN THE UNITED STATES BANKRUPTCY COURT
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In re:) Chapter 11
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If the Plan is confirmed by the Court it will be binding on you whether or not you vote.

ACCEPTANCE OR REJECTION OF THE PLAN

The undersigned, a creditor of the Debtor in Class 3 and in the amount of \$28,875.00:

Check One Only: X Accepts the Plan Rejects the Plan

Dated: 8/18/2023 Creditor Name: Werner, Rogers, Doran & Ruzon, LLC
Signature: [Signature]
Printed Name of Signatory: Katie Napier
Title: Partner
Address: 755 Essington Road
Joliet, IL 60435

RETURN THIS BALLOT TO:

**Justin R. Storer
Law Office of William J. Factor
105 W. Madison St., Suite 1500
Chicago, IL 60602**

or via email: jstorer@wfactorlaw.com